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Attorney Reference Number 6582-66871-01  
Application Number 10/660,458

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re application of:** Allan D. McLean

**Application No.** 10/660,458

**Filed:** September 9, 2003

**Confirmation No.** 4909

**For:** APPLE TREE NAMED 'MC 38'

**Examiner:** Susan B. McCormick

**Art Unit:** 1654

**Attorney Reference No.** 6582-66871-01

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT  
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Attorney  
for Applicant(s)

Date Mailed August 10, 2005

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**AMENDMENT AND RESPONSE TO OFFICE ACTION**

This responds to the Office action dated May 27, 2005. A three-month period for response was set, making a reply due by Monday, August 29, 2005. Please amend the referenced application as follows:

**Amendments to the Specification** begin on page 2.

**Amendments to the Drawings** begin on page 3, and include the attached replacement sheet.

**Remarks** begin on page 4.